

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION IX

75 Hawthorne Street San Francisco, CA 94105

NOV 2 3 2010

CERTIFIED MAIL NO. 7007-2560-0001-7660-6122 RETURN RECEIPT REQUESTED

WARNING LETTER/CERTIFICATION OF VIOLATION CORRECTION

John Zuna
Purchasing/Environmental Services
Hydroseal Polymers Inc.
1251 Madera Way
Riverside, CA 92503

Dear Mr. Zuna,

On October 4, 2010, representatives of the United States Environmental Protection Agency (EPA), accompanied by a member of the Riverside County Environmental Health Department, conducted an inspection at Hydroseal Polymers, located at 1251 Madera Way, Riverside, California, with EPA Identification Number CAR000047639.

A copy of the inspection report is enclosed for your information. The report describes conditions at the facility at the time of the investigation, and identifies areas of noncompliance with RCRA regulations and potential violations of the State of California authorized program under RCRA Subtitle C. Any omissions in the report shall not be construed as a determination of compliance with any other applicable regulation.

During the October 4, 2010 compliance evaluation inspection, six label violations of RCRA regulations were observed at the facility. The violations, which were corrected during the inspection, documented the facility's return to compliance. This letter should not be construed as a determination by the EPA of your compliance with any other applicable regulation.

The EPA routinely provides copies of inspection reports to state or tribal agencies, and upon request, to the public. Such releases are handled according to the Freedom of Information Act regulations, 40 C.F.R. Part 2, Subpart B. For any portion of the information included in this inspection report which is entitled to confidential treatment, please assert a confidentiality claim in accordance with 40 C.F.R. § 2.203(b). If the EPA determines that the information so

designated meets the criteria set forth in 40 C.F.R. § 2.208, the information will be disclosed only to the extent, and by means of the procedures specified in 40 C.F.R. Part 2, Subpart B. As described in 40 C.F.R. § 2.203(a)(2), the EPA will construe the failure to furnish a confidentiality claim within 14 calendar days from the date of your receipt of this letter as a waiver of that claim, and information may be made available to the public by the EPA without further notice

If you have questions related to the inspection report or this letter, please contact Daniel Fernandez of my staff at (415) 972- 3299 or fernandez.daniel@epa.gov.

Sincerely,

Apry C. Miller, Manager RCRA Enforcement Office

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cc (w/o enclosure): Charles McLaughlin, Branch Chief, DTSC

Brend Schleicher, REHS, Riverside Co. Env. Hlth (bschleicr@rivcocha.org)



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION IX

75 Hawthorne Street San Francisco, CA 94105

WASTE MANAGEMENT DIVISION RCRA ENFORCEMENT OFFICE RCRA COMPLIANCE EVALUATION INSPECTION REPORT

Purpose:

RCRA Compliance Evaluation Inspection

Facility Location:

Hydroseal Polymers Inc.

1251 Madera Way Riverside, CA 92503

U.S. EPA ID Number:

CAR000047639

Date of Investigation:

October 4, 2010

U. S. EPA Investigators:

Daniel Fernandez

Environmental Scientist

(415) 972-3299

fernandez.daniel@epa.gov

Riverside Co. Environmental

Health Dept. Representative:

Brend Schleicher, REHS

Hazardous Waste Mgmt. Specialist

(951) 520-8319

BSchleicr@rivcocha.org

Facility Representatives:

John Zuna

Purchasing/Environmental Services

(915) 272-2344

Jzuna@hydrosealpolymers.com

Report Prepared By:

Daniel Fernandez

Report Date:

November 12, 2010

INVESTIGATION

The purpose of the investigation was to determine if Hydroseal Polymers Inc., (hereafter HP or the Facility) was in compliance with the federal environmental statutes and regulations, and the Resource Conservation and Recovery Act (RCRA), as amended, the regulations provided in the Code of Federal Regulations (CFR), Chapter 40, Parts 261-265, 268 and 279, the California Code of Regulations (CCR), Title 22, Division 4.5 and the California Health and Safety Code, Division 20.

On October 4, 2010, Daniel Fernandez, representing the U.S. Environmental Protection Agency (EPA), accompanied by Brend Schleicherr of the Riverside County Environmental Health Department (RCEHD), conducted an unannounced site investigation at HP. Upon providing introductions and credentials, the inspectors contacted John Zuna, Purchase/Environmental Services Manager of the facility. The inspectors explained that this was a routine inspection to determine whether or not the facility was in compliance with federal and state regulations concerning the proper management of hazardous wastes.

Facility Background

Facility Name	Hydroseal Polymers Incorporated			
Established	1985			
Number of Employees	30			
Facility Size	25,000 sq-ft			
Hours of Operation	8:00 am to 5:00 pm Monday – Friday			
Filed Notification of	Anc s a store			
Hazardous Waste Activity	December, 23, 1998			
Facility Processes	Manufacturing of polyurethane foam flexible parts.			
Waste Streams	Flammable solid waste (D001), solvents (D001) and universal waste florescent lamps.			
Generator Status	Large Quantity Generator (LQG)			
Last Inspection	According to EPA's RCRA-info database, the last RCRA compliance evaluation inspection of the facility was conducted by an RCEHD inspector on November 17, 2006.			

Facility Inspection

The inspectors were given a tour of the facility by Mr. Zuna. The following tables summarize the areas inspected and the potential violations found in the satellite accumulation areas (SAA) and the hazardous waste storage area.

90-day Waste Storage Area

Location	Container Type	Waste Type	Potential Violation	Photo
			The label did not have the	
Hazardous		Solid flammable	accumulation start date	
Waste Storage	(3) 1-cubic-yard	waste	(ASD)	
Area	containers	(D00I)		1

90-day Storage Area



Photo# 1: The labels on all three containers did not have the ASD.

Response by the facility: The facility representative added the ASD to the label during the inspection.

Laboratory

Location	Container Type	Waste Type	Potential Violation	Photo
Lab SAA-1	(1) 55-gallon container	Flammable debris (D001)	No ASD on the label.	2

Lab SAA-1



Photo# 2: The label on the container did not have the ASD.

Response by the facility: The facility representative added the ASD to the label during the inspection.

Laboratory

Location	Container Type	Waste Type	Potential Violation	Photo
Lab SAA-2	(1) 55-gallon container	Flammable debris (D001)	No ASD on the label.	3

Lab SAA-2



Photo# 3: The label on the container did not have the ASD.

Response by the facility: The facility representative added the ASD to the label during the inspection

RECORDS REVIEW

Hazardous Waste Manifests

No potential violations were noted.

Land Disposal Restriction (LDR) Forms

No potential violations were noted.

Training Plan

No potential violations were noted.

Contingency Plan

No potential violations were noted.

POTENTIAL VIOLATIONS

1. Container Labeling

22 CCR § 66262.34(a)(2) 40 CFR § 262.34(a)(2)

- (a) Except as provided in subsections (c) and (d) of this section and section 66262.35, a generator may accumulate hazardous waste on-site for 90 days or less without a permit or grant of interim status, provided that:
- (2) The date upon which each period of accumulation begins is clearly marked and visible for inspection on each container.

Findings: The labels on three 1-cubic-yard containers holding DOO1 flammable solid waste, in the 90-day storage area, were not labeled with the ASD.

Response by the facility: The facility representative added the ASDs to the labels during the inspection.

2. Container Management

22 CCR § 66262.34(e)(1)

A generator may accumulate as much as 55 gallons of hazardous waste, one quart of acutely hazardous waste (listed in section 66261.33(e)) or one quart of extremely hazardous waste at or near any point of generation, without a permit or grant of interim status, without complying with subsections (a), (b) and (c) of this

section, if all of the following requirements are met with respect to this waste:

(A) the initial date of waste accumulation is clearly marked and visible for inspection on each container used for accumulation of hazardous waste;

Findings: One 55-gallon container in SAA-1, and one 55-gallon container in SAA-2 holding D001 flammable debris were not labeled with the ASDs.

Response by the facility: The facility representative added the ASDs to the labels during the inspection.